

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA

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CRIMINAL NO.: 07-091

v.

*

SECTION: "C"

JEROME L. SCOTT

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FACTUAL BASIS

Should this case proceed to trial, the Government would prove the following facts by competent evidence beyond a reasonable doubt.

1. Whitney National Bank is a bank organized and operating under the laws of the United States, and its deposits are insured by the Federal Deposit Insurance Corporation.
2. On or about Friday, March 2, 2007, at approximately 11:25 a.m., the Whitney National Bank located at 1324 South Carrollton Avenue within the City of New Orleans and the Eastern District of Louisiana, was robbed by a lone black male wearing a green plaid shirt and blue jeans. The robber approached a teller and passed her a note stating: "THIS A ROBBERY." The robber told the victim teller he wanted "big bills." The teller removed one hundred (\$100) dollar bills and fifty

(\$50) dollar bills from the bottom drawer and handed them to the robber. The robber took the money and exited the bank.

3. In response to a dispatch of the bank robbery by the New Orleans Police Department (“NOPD”), a NOPD unit responded to the area and began canvassing it for a subject matching the description of the robber. As the officer driving the marked NOPD vehicle proceeded down Oak Street approximately only two blocks from the Whitney Bank, he observed an individual on foot who matched the description of the robber with the exception of the fact that he was not wearing a green plaid shirt. At that time, the suspect kept looking the direction of the police unit in a nervous manner.

4. The responding officer called for backup as the suspected robber approached a maroon colored mini-van occupied by at least three (3) individuals. The suspect appeared to talk to the occupants of the mini-van, then got into the back seat of the mini-van and crouched behind the driver’s seat.

5. Backup NOPD officers who were in the area approached the mini-van, with their guns drawn, and ordered the suspect out of the vehicle. The suspected robber initially refused to comply, then without warning, he lunged toward the officers and a fight ensued outside of the vehicle’s sliding door.

6. The officers attempted to gain control of the suspect, but he broke free, kicked one of them, and re-entered the van in an apparent attempt to escape through the driver’s door. However, one of the officers was able to grab the suspect’s foot and prevent his escape. The suspected robber then again began to vigorously fight with the officers inside of the vehicle causing one of the officers to

accidentally discharge his weapon. The suspect, who later was identified as the Defendant, **JEROME L. SCOTT**, ultimately was apprehended by the officers and arrested for battery of a police officer and for resisting arrest.

7. The victim teller and another bank witness were brought to that location in the 8300 block of Oak Street and identified **SCOTT** as the man who robbed the Whitney Bank at 1324 South Carrollton Avenue.

8. During immediate follow-up investigation, the green plaid shirt that **SCOTT** wore during the robbery was recovered in the dressing room of a store located near the bank. A witness in the dollar store located in the 8200 block of Oak Street advised that **SCOTT** came into the store, purchased a baseball cap and a pair of sunglasses, and quickly left. According to the witness, **SCOTT** appeared to be in a hurry and left the store without receiving change for the \$50 bill he used for the purchase.

9. The sum of two thousand one hundred fifty (\$2,150) dollars – in \$50 and \$100 dollar bills – was recovered from **SCOTT**'s front and rear pockets. An audit conducted after the robbery established that approximately three thousand (\$3,000) dollars of bank funds were taken by the robber.

The Defendant, **JEROME L. SCOTT**, admits that he robbed the Whitney National Bank located at 1324 South Carrollton Avenue on March 2, 2007, and acknowledges that the above-referenced conduct constitutes a knowing violation of Title 18, United States Code, Section 2113(a).

APPROVED AND ACCEPTED:

Date

JEROME L. SCOTT
Defendant

Date

ROMA A. KENT
Attorney for Defendant

Date

R. CHRISTOPHER COX III
Assistant United States Attorney